IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 28TH NOVEMBER 2006 / 7TH AGRAHAYANA 1928

WP(C).No. 31437 of 2006(P)

PETITIONER:

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1. DASAN.C.,
   VILLAGE MAN (PROVISIONAL), PUTHUR VILLAGE OFFICE,
   PUTHUR P.O., KOLLAM DISTRICT.

2. MADHU.C.,
   VILLAGE MAN (PROVISIONAL),
   THALAYAPURAM VILLAGE OFFICE,
   THALAYAPURAM P.O., PLAKKAD.

3. MOHAMED MUSTAFA.U,
   VILLAGE MAN (PROVISIONAL), VILLAGE OFFICE,
   UMMUANNOOR, UMMANNOOR P.O., KOTTARAKKARA.

4. C.RAJAN,
   VILLAGE MAN (PROVISIONAL),
   MILAM VILLAGE OFFICE,
   KOTTARAKARA.

5. THULASI NAIR.C.,
   VILLAGE MAN (PROVISIONAL),
   KUNNATHUR VILLAGE OFFICE, KUNNATHUR TALUK,
   KOLLAM DISTRICT.

6. ABDUL SALAM.S.,
   VILLAGE MAN (PROVISIONAL),
   VILLAGE OFFICE, KULAKADA, KOTTARAKARA TALUK,
   KOLLAM DISTRICT.

7. V.RADHAKRISHNAN,
   VILLAGE MAN (PROVISIONAL),
   KOTTUKKAL VILLAGE OFFICE, KOTTARAKARA,
   KOLLAM DISTRICT.

8. ABDUL JALEEL KUTTY.H.,
   VILLAGE MAN (PROVISIONAL),
   VILLAGE OFFICE, POOYAPPALLY, POOYAPPALLY P.O.,
   KOTTARAKARA TALUK, KOLLAM DISTRICT.

9. NAZARUDEEN,
   VILLAGE MAN (PROVISIONAL),
   CHADAYAMANGALAM VILLAGE OFFICE,
   KOTTARAKARA TALUK, KOLLAM DISTRICT.

10. SALIM.O.,
VILLAGE MAN (PROVISIONAL),
VELIYAM VILLAGE OFFICE,
KOTTARAKARA TALUK,
KOLLAM DISTRICT.

11. RADHAKRISHNAN.P.,
VILLAGE MAN (PROVISIONAL),
VILLAGE OFFICE THALAYAPURAM,
KOTTARAKARA TALUK, KOLLAM DISTRICT.

12. S.SAHADEVAN,
VILLAGE MAN (PROVISIONAL),
NEDUVATHUR VILLAGE OFFICE, KOTTARAKARA TALUK,
KOLLAM DISTRICT.

BY ADV. SRI.M.V.THAMBAN

RESPONDENTS:
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1. DISTRICT COLLECTOR,
CIVIL STATION, KOLLAM.

2. THE TAHSILDAR,
KOLLAM TALUK,
KOLLAM.

3. THE TAHSILDAR,
KUNNATHUR TALUK, KOLLAM DISTRICT.

4. THE TAHSILDAR,
KOTTARAKARA TALUK, KOTTARAKARA,
KOLLAM DISTRICT.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K. DENESAN, J.

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W.P.(C) No.31437 OF 2006 P
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Dated this the 28th November, 2006

J U D G M E N T

The petitioners were appointed as Villagemen on provisional basis. Ext. P5 order says that the appointment will be for a maximum period of 179 days. It is contended that there is no P.S.C. list for the post of Villageman and the petitioners who are already overaged may not get any other appointment despite the fact that they are qualified and experienced to discharge the duties as Villageman.

2. Even assuming that the facts stated above are correct, none of them gives rise to a legal ground to direct the respondents to permit the petitioners to continue in service beyond 179 days which is the term of their appointment. As held by the Apex Court, temporary appointees join service with the full knowledge and awareness that one day or the other they will have to vacate the office and that they are governed by the terms of their appointment. Hence, it may not be possible for this Court to grant the reliefs prayed for. The writ petition is dismissed.

K.K. DENESAN
JUDGE

jan/